SINGLE BENCH

100/-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

(CHHATTISGARH)

WRIT PETITION (S) NO. 3847 OF 2006

PETITIONER : Neena Shandilya, aged about 35 years, Wife of Shri P. N. Shandilya, Posted as Multipurpose Health Worker, Female, in Sub Health Centre, Seoni, District Bastar (C.G.)

P.R. No. 3760/06
Presented by Shri Shandilya
dated 25/7/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, through: the Secretary, Department of Health and Family Welfare, D.K.S. Bhawan, Mantralaya, Raipur (C.G.).

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2. The Collector, District Bastar (C.G.).

3. The Chief Medical and Health Officer, Bastar, District Bastar (C.G.).

OATH COMMISSIONER
APARNA MALVIYA
CG-2073/06
25/7/06
Bilaspur (C.G.)

4. Dr. R. N. Netam Son of Not Known, aged about 57 years, Posted as Chief Medical and Health Officer, Jagdalpur, District Bastar (C.G.).

(6)

(2)

5. The Block Medical Officer, Primary Health Centre, Bastar, District Bastar (C.G.).

6. Ku. Vedwati Mandavi, D/o Not Known, aged about 28 years, Posted as Multipurpose Health Worker, Female, in Sub Health Centre, Heerapur, District Bastar (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHIBITION ETC.

(37)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP.NO.38.h.7 सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	7.8.2006:- Shri Bhaskar Payashi, counsel for the petitioner. Shri Satish Gupta, Deputy Govt. Advocate for the State/ respondents No.1 to 3, on advance copy. Heard both the counsel. By the instant petition, the petitioner has challenged her transfer order dated 7th July 2006 whereby she has been transferred from Sub Health Centre, Seoni to Sub Health Centre Heerapur. The main grievance of the petitioner is that the petitioner had joined at the present place on 9-5-2006 in pursuance of the transfer order dated 4-5-2006 and within a short span of time i.e. 2 months she has again been transferred. The petitioner is a low paid employee and the transfer has been made based on bias as is evident that the petitioner had already joined at Seoni on 9-5-2006 whereas, she was placed under suspension showing that on 18-5-2006 she was not present on duty in Gram Swaraj Abhiyan at Sonarpal. When the petitioner was already relieved from Sonarpal and she had joined on 9-5-2006, therefore, there was no question of remaining present at Sonarpal on 18-5-2006. In the circumstances, learned counsel for the petitioner submitted that the petitioner may be allowed to make a representation to respondent No.1 and he be directed to decide the same, to which learned counsel for respondents No.1 to 3 has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on the merit of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to	

P.T.O.

XI-HC-78

(53)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

respondent No.1 raising all her grievances within a period of 10 days from today and in turn, respondent No.1 shall decide the representation of the petitioner within a period of 30 days from the date of receipt of the representation, after considering all the points raised by the petitioner, in accordance with law. Till then, the petitioner should not be relieved, if she has already not relieved.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3003/2006 also stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

P.T.O.